

54167.802452



UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKETED

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/237,981	01/25/1999	THOMAS QUERTERMOUS	8907-0078-99	6859

29836 7590 09/12/2002

LYON & LYON LLP/ VALENTIS INC.
633 WEST FIFTH STREET, SUITE 4700
LOS ANGELES, CA 90071-2066

EXAMINER

NOLAN, PATRICK J

ART UNIT PAPER NUMBER

1644

DATE MAILED: 09/12/2002

18



Please find below and/or attached an Office communication concerning this application or proceeding.

09/237,981



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application
Commissioner of Patents

The communication filed on 7-19-02 is not fully responsive to the communication mailed 6-12-02 for the reason(s) set forth on the attached Notice to Comply With the Sequence Rules or CRF Diskette Problem Report.

If a complete response has not been submitted by the time the shortened statutory period for response set in the communication mailed 6-12-02 has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 C.F.R. 1.136. In no case may an applicant extend the period for response beyond the six month statutory period.

Any inquiry concerning this communication should be directed to Examiner **Patrick J. Nolan**, Art Unit **1644**, whose telephone number is **703-305-1987**.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (703) 308-0196.

Patrick J. Nolan
PATRICK J. NOLAN, PH.D.
PRIMARY EXAMINER
9/11/02

RECEIVED

NOV 19 2002

TECH CENTER 1600/2900

Application No.: 09/237,981

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):



- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _____

RECEIVED

NOV 19 2002

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing". **TECH CENTER 1600/2900**
- ☐ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

PatentIn Software Program Support (SIRA)

Technical Assistance.....703-287-0200

To Purchase PatentIn Software.....703-306-2600

PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR RESPONSE



Attorney Docket No. 54964.8002.US02

1644

#20
gnd

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202 on:

Date: November 8, 2002

By: Miyabi Grace

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: *Quertermous, Thomas et al.*

APPLICATION No.: 09/237,981

FILED: January 25, 1999

FOR: ANTIBODIES BINDING TO POLYPEPTIDES ENCODED
BY DEVELOPMENTALLY-REGULATED
ENDOTHELIAL CELL LOCUS-1

ART UNIT: 1644

EXAMINER: NOLAN, PATRICK J.

TRANSMITTAL OF SEQUENCE LISTING

Box Sequence
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

RECEIVED

NOV 19 2002

TECH CENTER 1600/2900

Dear Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICES To Comply with Sequence Requirements** mailed on September 12, 2002 and June 12, 2002 by the Patent Office, Applicant(s) submit(s) the following:

- A copy of the Notice to Comply with Sequence Requirements dated 9/12/02;
- Sequence Listing in paper form (29 pages);
- Sequence listing in computer readable form (1 diskette); and
- Statement of Sequence Listing

11/15/2002 MBLANCO 00000022 09237981

01 FC:2254

720.00 OP

II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$200.00	\$400.00
<input type="checkbox"/> three months	\$460.00	\$920.00
<input checked="" type="checkbox"/> four months	\$720.00	\$1,440.00
<input type="checkbox"/> five months	\$980.00	\$1,960.00
Fee		\$720.00

- ☒ If any extension fee is required, please consider this a petition therefor.

III. FEE PAYMENT:

- ☒ A check in the amount of \$720.00 is enclosed to cover the above fee(s).
- ☐ Please charge Deposit Account No. 50-0665 in the amount of _____.
- ☒ The Commissioner is authorized to charge any underpayment for timely filing of this Transmittal to Deposit Account No. 50-0665 and to credit any overpayment by check to said Deposit Account No. 50-0665.

11/15/2002 MBLANCO 00000022 09237981

01 FC:2254

~~720.00.00~~

Respectfully submitted,
Perkins Coie LLP

Dated: November 8, 2002

By: Michael J. Wise

Michael J. Wise
Reg. No. 34,047



Perkins Coie LLP
Patent - LA
P.O. Box 1208
Seattle, WA 98111-1208
Phone: (310) 788-9900
Fax: (310) 788-3399

RECEIVED

NOV 19 2002

TECH CENTER 1600/2900